



January 30, 2002

---

## SENATE BILL No. 509

---

DIGEST OF SB 509 (Updated January 28, 2002 7:03 PM - DI 107)

**Citations Affected:** IC 12-17.2.

**Synopsis:** Child care immunization records. Requires a child care provider who is licensed or who receives child care and development fund reimbursement to maintain documentation concerning age appropriate immunization status of children in the provider's care.

**Effective:** July 1, 2002.

---

---

### Lawson C

---

---

January 14, 2002, read first time and referred to Committee on Health and Provider Services.  
January 29, 2002, reported favorably — Do Pass.

---

---

C  
o  
p  
y

SB 509—LS 6866/DI 97+



January 30, 2002

Second Regular Session 112th General Assembly (2002)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2001 General Assembly.

## SENATE BILL No. 509

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

*Be it enacted by the General Assembly of the State of Indiana:*

1       SECTION 1. IC 12-17.2-3.5-11.1 IS ADDED TO THE INDIANA  
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS  
3 [EFFECTIVE JULY 1, 2002]: **Sec. 11.1. (a) After December 31,**  
4 **2002, a provider shall maintain and annually update**  
5 **documentation provided by the physician of each child who is**  
6 **cared for in a facility where the provider provides child care that**  
7 **the child has received complete age appropriate immunizations,**  
8 **including:**

9           (1) **conjugated pneumococcal vaccine; and**

10          (2) **varicella vaccine or a demonstrated immunity to varicella.**

11       **The state department of health shall determine for each age level**  
12 **the immunizations that constitute complete age appropriate**  
13 **immunizations.**

14       **(b) A provider meets the requirement of subsection (a) if:**

15           (1) **a child's parent:**

16                (A) **objects to immunizations for religious reasons; and**

17                (B) **provides documentation of the parent's objection; or**

SB 509—LS 6866/DI 97+



(2) the child's physician provides documentation of a medical reason the child should not be immunized; and the provider maintains and annually updates the documentation provided by the parent or physician under this subsection.

SECTION 2. IC 12-17.2-4-18.1 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 18.1. (a) After December 31, 2002, a licensee shall maintain and annually update documentation provided by the physician of each child who is cared for in a child care center where the licensee provides child care that the child has received complete age appropriate immunizations, including:

- (1) conjugated pneumococcal vaccine; and
- (2) varicella vaccine or a demonstrated immunity to varicella.

The state department of health shall determine for each age level the immunizations that constitute complete age appropriate immunizations.

(b) A licensee meets the requirement of subsection (a) if:

(1) a child's parent:

(A) objects to immunizations for religious reasons; and

(B) provides documentation of the parent's objection; or

(2) the child's physician provides documentation of a medical reason the child should not be immunized;

and the licensee maintains and annually updates the documentation provided by the parent or physician under this subsection.

SECTION 3. IC 12-17.2-5-18.1 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2002]: Sec. 18.1. (a) After December 31, 2002, a licensee shall maintain and annually update documentation provided by the physician of each child who is cared for in a child care home where the licensee provides child care that the child has received complete age appropriate immunizations, including:

- (1) conjugated pneumococcal vaccine; and
- (2) varicella vaccine or a demonstrated immunity to varicella.

The state department of health shall determine for each age level the immunizations that constitute complete age appropriate immunizations.

(b) A licensee meets the requirement of subsection (a) if:

(1) a child's parent:

(A) objects to immunizations for religious reasons; and

(B) provides documentation of the parent's objection; or



C  
o  
p  
y

1           (2) the child's physician provides documentation of a medical  
2           reason the child should not be immunized;  
3           and the licensee maintains and annually updates the  
4           documentation provided by the parent or physician under this  
5           subsection.

C  
o  
p  
y



## COMMITTEE REPORT

Mr. President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 509, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 509 as introduced.)

MILLER, Chairperson

Committee Vote: Yeas 7, Nays 0.

C  
o  
p  
y

SB 509—LS 6866/DI 97+

